IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE FIFTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 8577 of 2002

Between:

1 P. Siva Prasad, S/o. P. Puttappa,
R/o. 10/5/656-8, Near K.B. Palace Road,
Rayadurg, Ananthapur District.
2 P. Nagaraju, S/o. Puttappa,
R/o.10/5/610, K.B. Palace Road,
Rayadurg, Ananthapur District.
3 K. Nagaraju, S/o. K. Sivanappa,
Door No.12-1-68/13, Muchigari Street,
Rayadurg, Ananthapur District.
4 N. Venkateswarlu, S/o. N. Sreeramulu,
Door No.11-1-68/13, DCM Lodge Back,
Rayadurg, Ananthapur District.

..... PETITIONERS

AND

1 Government of Andhra Pradesh, Rep.by its Principal Secretary,
Revenue (Excise), Saifabad,
Hyderabad.
2 Commissioner of Prohibition & Excise,
Government of Andhra Pradesh, Hyderabad.
3 Excise Superintendent, Prohibition & Excise,
Ananthapur, Ananthapur Dist.
4 Radhika Wines, Rep.by its Proprietor,
P.G. Sathyanarayana, S/o. P. Govindappa, D.No.10-4-446/6, Room No.12,
Municipal Complex,
Rayadurg Municipality, Ananthapur Dist.
5 Mahalakshmi Wines, Rep.by its Proprietor, B. Ramanna, S/o. Nallanna,
R/o. D.No.10-4-470, Room No.8, Municipal Complex,
Rayadurg Municipality, Ananthapur Dist.
6 Renuka Wines, Rep.by its Proprietor, P. Srinivasulu,
R/o.D.No.10-3-446/5A, Room No. 15, Municipal Complex,

Rayadurg, Ananthapur Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate writ, order or direction in the nature of writ of Mandamus declaring the inaction of the respondents 1 to 3 in not taking any steps against the respondents 4 to 6 under Sub-Rule (2) or Rule 6 of the A.P. Excise Rules, as arbitrary illegal, and abdication of their statutory duty and issue a consequential direction to the respondents to take appropriate action against respondents 4 to 6 and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners: MR.C.V.MOHAN REDDY

Counsel for the Respondents: G.P FOR PROHIBITION & EXCISE

The Court made the following :

ORDER:

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Learned counsel Sri.P.Rama Krishna, representing the learned counsel for the petitioners, Sri.C.V.Mohan Reddy, submits that the matter has become infructuous.

The writ petition is therefore, dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

05.07.2005

vs

To

1 The Principal Secretary, Government of Andhra Pradesh,
Revenue (Excise), Saifabad,
Hyderabad.
2 Commissioner of Prohibition & Excise,
Government of Andhra Pradesh, Hyderabad.
3 Excise Superintendent, Prohibition & Excise,
Ananthapur, Ananthapur Dist.
4 Two CCs to the G.P for Prohibition and Excise, High Court of A.P.,
Hyderabad(O.U.T).

5 2 CD copies